

COMPLAINT INVESTIGATION SUMMARY

COMPLAINT NUMBER:	1555.00
COMPLAINT INVESTIGATOR:	Steve Starbuck
DATE OF COMPLAINT:	April 7, 2000
DATE OF REPORT:	May 1, 2000
REQUEST FOR RECONSIDERATION:	no
DATE OF CLOSURE:	June 20, 2000

COMPLAINT ISSUES:

Whether the Indianapolis Public Schools violated:

511 IAC 7-12-1 with regard to the school's alleged failure to implement the student's individualized education program (IEP) as written, specifically, failing to provide speech therapy.

During the course of the investigation, an additional issue was identified, which is:

511 IAC 7-12-1 with the regard to the school's alleged failure to provide speech therapy services to students during a speech therapist's absence from school.

FINDINGS OF FACT:

1. The student is an eight-year-old, first grade student, who is eligible for special education due to a communication disorder.
2. IEPs written for the student on March 19, 1999, and March 16, 2000, indicate the student was to receive 40 minutes of speech therapy each week. From February 22, 2000, to April 17, 2000, the student's speech therapist was on sick leave. During this period of time, the special education supervisor acknowledges that the student did not receive speech therapy services.
3. Excluding the student referenced in Finding of Fact #2, the speech therapist, who was on sick leave, has a caseload of 71 students with communication disorders. Speech therapy services are listed as a requirement in the IEPs for all 71 students. According to the special education supervisor, these students did not receive any speech therapy services from February 22, 2000, to April 17, 2000.

CONCLUSIONS:

1. Finding of Fact #2 reflects that the school failed to provide the student with speech therapy services as specified in the IEPs written on March 19, 1999, and March 16, 2000. Therefore, a violation of 511 IAC 7-12-1 is found.
2. Finding of Fact #3 indicates that 71 students with communication disorders did not receive speech therapy services as specified in their IEPs from February 22, 2000, to April 17, 2000. Therefore, a violation of 511 IAC 7-12-1 is found.

The Department of Education, Division of Special Education, requires the following corrective action based on the Findings of Fact and Conclusions listed above.

CORRECTIVE ACTION:

1. Submit an assurance statement signed by the Director to the Division no later than May 26, 2000, that states the school will provide appropriately licensed staff to fulfill job assignments during the extended absence of regularly assigned staff.
2. Convene a CCC meeting for each of the 72 students to determine the need for compensatory speech therapy services. A copy of the CCC Reports and any revised IEPs shall be submitted to the Division no later than September 29, 2000.

DATE REPORT COMPLETED: May 1, 2000